

Interview Summary

Application No.
09/405,088

Applicant(s)
USKELA et al.

Examiner
J. Harrison

Art Unit
3714



All participants (applicant, applicant's representative, PTO personnel):

(1) J. Harrison

(3) _____

(2) Mr. Donald Stout

(4) _____

Date of Interview Nov 7, 2001

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal (copy is given to 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No. If yes, brief description:

Claim(s) discussed: 12, other dependent claims in general

Identification of prior art discussed:
James et al.

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☒ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments:

Applicant's representative contacted the primary examiner of the file to request formal review of the file and a discussion of the content of the final rejection. Applicant noted that the same rejection had been given against most of his claims in the final rejection, yet none of his arguments had been responded to. Further, his arguments presented in the paper submitted after final had not been addressed. He felt at a loss in understanding the examiners position. Upon review of the file, the primary examiner agreed that the rejection turned on interpretation of the James reference, and the office's position was not clear on the record. Furthermore, the primary agreed applicant's arguments deserved consideration and discussion on the record. And upon review of the file, the primary noted to applicant that she was aware of prior art not yet made of record which was relevant to the disposition of the file: US Pat 5,933,811 to Angles et al., at least. The primary agreed that prosecution should be reopened in the file in order to consider this new art, and that the interview

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

i) ☐ It is not necessary for applicant to provide a separate record of the substance of the interview (if box is checked).

Unless the paragraph above has been checked, THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached

**J. HARRISON
PRIMARY EXAMINER
ART UNIT 3714**

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

Examiner's signature, if required